

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

SENATE BILL 63

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR OPERATING  
9 EXPENSES FOR THE ARKANSAS BOARD OF HEALTH  
10 EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30,  
11 2013; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE ARKANSAS BOARD OF HEALTH  
15 EDUCATION APPROPRIATION FOR THE 2012-2013  
16 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
23 to the Arkansas Board of Health Education, to be payable from the cash fund  
24 deposited in the State Treasury as determined by the Chief Fiscal Officer of  
25 the State, for operating expenses of the Arkansas Board of Health Education  
26 for the fiscal year ending June 30, 2013, the following:  
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28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2012-2013</u>
30 (01) MAINT. & GEN. OPERATION	
31 (A) OPER. EXPENSE	\$5,592
32 (B) CONF. & TRAVEL	0
33 (C) PROF. FEES	0
34 (D) CAP. OUTLAY	0
35 (E) DATA PROC.	<u>0</u>
36 TOTAL AMOUNT APPROPRIATED	<u><u>\$5,592</u></u>



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2 SECTION 2. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
3 this Act for Maintenance and General Operation shall be expended in payment  
4 for services of attorneys, unless the agency shall first make a request in  
5 writing to the Attorney General of the State of Arkansas to provide the  
6 required legal services. The Attorney General's Office shall provide the  
7 requested legal services, or, if the Attorney General's Office shall  
8 determine that sufficient personnel are not available to provide the  
9 requested legal services, the Attorney General shall certify the same to the  
10 agency and may authorize the agency to employ legal counsel and to expend  
11 monies appropriated for Maintenance and General Operations therefor, if:

12 (1) The Attorney General determines, and certifies in writing, that  
13 such agency needs the advice or assistance of legal counsel, and

14 (2) The Attorney General consents in writing to the employment of the  
15 legal counsel to be retained by the agency.

16 Such certification shall be required with respect to each instance of  
17 the employment of special legal counsel, or shall be required annually with  
18 respect to legal counsel employed on a retainer basis. A copy of such  
19 certification shall be entered in the official minutes of the agency, and  
20 shall be retained in the fiscal records of the agency for audit purposes.  
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22 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
23 authorized by this act shall be limited to the appropriation for such agency  
24 and funds made available by law for the support of such appropriations; and  
25 the restrictions of the State Procurement Law, the General Accounting and  
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
27 Procedures and Restrictions Act, or their successors, and other fiscal  
28 control laws of this State, where applicable, and regulations promulgated by  
29 the Department of Finance and Administration, as authorized by law, shall be  
30 strictly complied with in disbursement of said funds.  
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32 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this act shall be in compliance with the stated reasons for  
35 which this act was adopted, as evidenced by the Agency Requests, Executive  
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or  
2 summarized oral testimony in the official minutes of the Arkansas Legislative  
3 Council or Joint Budget Committee which relate to its passage and adoption.  
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5 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General  
6 Assembly, that the Constitution of the State of Arkansas prohibits the  
7 appropriation of funds for more than a one (1) year period; that the  
8 effectiveness of this Act on July 1, 2012 is essential to the operation of  
9 the agency for which the appropriations in this Act are provided, and that in  
10 the event of an extension of the legislative session, the delay in the  
11 effective date of this Act beyond July 1, 2012 could work irreparable harm  
12 upon the proper administration and provision of essential governmental  
13 programs. Therefore, an emergency is hereby declared to exist and this Act  
14 being necessary for the immediate preservation of the public peace, health  
15 and safety shall be in full force and effect from and after July 1, 2012.  
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